

State of South Dakota

EIGHTY-SIXTH SESSION LEGISLATIVE ASSEMBLY, 2011

951S0018

HOUSE BILL NO. 1252

Introduced by: Representatives Kirkeby, Abdallah, Boomgarden, Brunner, Conzet, Deelstra, Dryden, Feickert, Gosch, Greenfield, Jensen, Juhnke, Kopp, Lucas, Lust, Munsterman, Olson (Betty), Romkema, Sly, Solum, and Turbiville and Senators Schlekeway, Adelstein, Haverly, Kraus, Lederman, Maher, Nygaard, Rampelberg, Rhoden, and Tieszen

1 FOR AN ACT ENTITLED, An Act to grant certain authority to municipalities and counties
2 regarding outdoor advertising structures.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 31-29-68 be amended to read as follows:

5 31-29-68. If a local zoning authority recognized in Title 11 has made a determination of
6 customary use, concerning the size, lighting, and spacing considerations, the determination shall
7 be in lieu of controls in §§ 31-29-65 to 31-29-67, inclusive. However, any such regulation and
8 control shall allow the business community to adequately and properly advertise its goods and
9 services of benefit to the traveling public.

10 Section 2. That § 31-29-69 be amended to read as follows:

11 31-29-69. Nothing in §§ 31-29-61 to 31-29-83, inclusive, authorizes any local authority to
12 prohibit outdoor advertising any on-premise sign throughout its jurisdiction. ~~However, any such~~
13 ~~regulation and control shall be reasonable and reasonably related to the needs of the business~~



1 ~~community to adequately and properly advertise its goods and services of benefit to the traveling~~
2 ~~public~~ The local authority may prohibit any other new outdoor advertising structures in its
3 jurisdiction.